

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
WEDNESDAY, THE NINTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE



:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 5820 OF 2023

Between:

Kolluri Gopala Rao, S/o. Rama Kotaiah, Aged about 52 years, R/o. D.No. 2-428, Tadigadapa Village, Penamaluru Mandal, Guntur District.

Petitioner/Accused

AND

1. The State Of Andhra Pradesh, Rep. by its Public Prosecutor High Court of Judicature at Amaravathi.

Respondent

2. Balineni Vijaya Kumar, S/o. Ramaiah, Aged about 45 Years, R/o. Flat No. 502, Harika Homes, 1st line, Nalandha Nagar, Guntur City, Guntur District

Respondent/Defacto Complainant

WHEREAS the Petitioner/Accused above named through his Advocate Sri Devalaraju Anil Kumar presented this Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the memorandum of grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the proceedings in C.C No.4649 of 2021 on the file of The Special Judicial 1st Class Magistrate for Prohibition and Excise, Guntur for the offence under section 138 and 142 of NI Act

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Devalaraju Anil Kumar Advocate for the Petitioner, Special Assistant Public Prosecutor for 1st Respondent directed issue of notice to the Respondent No.2 herein to show cause as to why this CRIMINAL PETITION should not be admitted:

You viz:

Balineni Vijaya Kumar, S/o. Ramaiah, Aged about 45 Years, R/o. Flat No. 502, Harika Homes, 1st line, Nalandha Nagar, Guntur City, Guntur District

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted within four weeks.

The Court made the following order:

"Learned Special Assistant Public Prosecutor takes notice on behalf of 1st Respondent and seeks time to get instructions.

Issue notice to respondent No.2.

Learned counsel for the petitioner is permitted to take out personal notice to Respondent No.2 by Registered Post with Acknowledgment Due and file proof of service within a period of three (3) weeks.

Post after four (4) weeks."

Sd/- G. HELA NAIDU
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. Balineni Vijaya Kumar, S/o. Ramaiah, Aged about 45 Years, R/o. Flat No. 502, Harika Homes, 1st line, Nalandha Nagar, Guntur City, Guntur District (by RPAD- along with a copy of petition and memorandum of grounds)
2. One CC to Sri. Devalaraju Anil Kumar Advocate [OPUC]
3. Two CCs to Public Prosecutor, High Court of AP [OUT]
4. One spare copy



HIGH COURT

SRKJ

DATED:09/08/2023

POST AFTER FOUR (4) WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.5820 of 2023

